

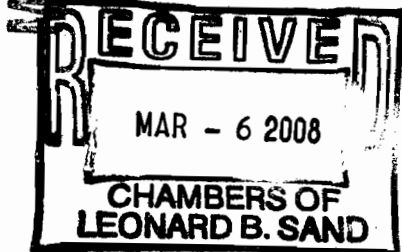
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March 6, 2008

VIA TELEFAX ONLY 212-805-7919 - Two Pages

Honorable Leonard B. Sand  
United States District Judge  
United States District Courthouse  
500 Pearl Street  
New York, New York 10007

USDC SDNY  
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RE: Swiss National Insurance Company v.  
Blue Anchor Line, et al.  
Docket Number: 07 Civ. 9423 (LBS)  
Our Ref.: 07-M-004-JK

Honorable Leonard B. Sand:

As Your Honor may recall, we represent the plaintiff in the captioned proceeding and at a conference held before Your Honor on January 30, 2008, agreed with defense counsel to submit a set of Stipulated Facts as well as Briefing Schedule for Your Honor's consideration and decision on the issues relating to the application of the carrier's bill of lading terms and provisions to the Carriage of Goods and the accident which ensued therein while being trucked from New York to Kentucky.

We have prepared a proposed set of Stipulation Facts and provided same to opposing counsel, Mr. Gelman, and have been in communication with Mr. Gelman. However, we had previously requested a one (1) week adjournment for submitting the Stipulated Facts and Briefing Schedule as Mr. Gelman was required to be out of his office to attend to family business. The adjourned date was **tomorrow, March 7, 2008**.

Mr. Gelman remains out of the office on family matters and is not expected to return until early next week. Although we have discussed with Mr. Gelman and provided a copy of the proposed facts, we both agree there are certain changes and inclusions that need to be made before we are able to submit same to Your Honor along with the Briefing Schedule. We jointly request, therefore, that Your Honor favorably consider our joint request for an extension of time to submit the Stipulated Facts until **next Friday, March 14, 2008** to enable Mr. Gelman and the undersigned to finalize the Stipulated Facts for Your Honor's consideration.


MEMO ENDORSED

Honorable Leonard B. Sand  
United States District Judge  
United States District Courthouse  
March 6, 2008  
Page 2

We thank Your Honor for your kind attention to the foregoing and respectfully request that you favorably consider this request for an adjournment of the due date for the Stipulation Facts and Briefing Schedule to **March 14, 2008**.

Respectfully submitted,

BADIAK & WILL, LLP

  
JAMES P. KRAUZLIS

JPK:lmw

cc: VIA TELEFAX ONLY 212-332-8301  
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Suite 4908  
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*Extension granted*  
*So ordered*  
*[Signature]*  
*3/7/08*

**MEMO ENDORSED**